



PATENT

#4 2/16 2100

**PETITION TO MAKE SPECIAL UNDER RULE 102(D)**  
**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN RE APPLICATION OF : James A. Savage and Paul A. Joyce

FOR : **SOFTWARE, APPARATUS, AND  
METHOD FOR HAND-HELD  
ELECTRONIC DEVICES AND  
ADVERTISING THEREON**

SERIAL NO. : 09/736,032

FILED : December 13, 2000

ATTORNEY DOCKET NO. : 0894.0010

Akron, Ohio 44308-1147  
March 12, 2002

Commissioner of Patents  
and Trademarks  
Washington, DC 20231

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APR 01 2002

Technology Center 2100

**Petition To Make Special Under 37 C.F.R. §1.102 (d)**

Dear Sir:

Pursuant to 37 CFR §1.102(d), applicants hereby petition the Commissioner to make the subject application special so that it may be taken out of turn for immediate action.

This application has been filed and given the serial number noted above. Due to the fact that applicants' claims are being infringed and applicants require a patent in order to terminate such infringement, this Petition to Make Special is being filed.

Applicants request this Petition because there is an infringing device or product actually on the market, a comparison of the alleged infringing device with the claims of the application has been made, and that, in the undersigned's opinion, some of the claims are unquestionably infringed, and the undersigned has a good knowledge of the pertinent prior art.

In view of the above, applicants request that this Petition to Make Special be granted and the examination of the application be advanced.

Respectfully submitted,

**EMERSON & SKERIOTIS**

March 12, 2002  
Date



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